

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. )  
*Francisco Hernandez-Garcia*, )  
Defendant. )

Case No.: *5:18MJ420*

ORDER OF DETENTION PENDING  
FURTHER REVOCATION  
PROCEEDINGS  
(FED. R. CRIM. P. 32.1(a)(6); 18  
U.S.C. § 3143(a)(1))

The defendant having been arrested in this District pursuant to a warrant issued by the United States District Court for the *Southern* District of *California* for alleged violation(s) of the terms and conditions of probation or supervised release; and

Having conducted a detention hearing pursuant to Federal Rule of Criminal Procedure 32.1(a)(6) and 18 U.S.C. § 3143(a)(1), the Court finds that:

- A. ☒ The defendant has not met his/her burden of establishing by clear and convincing evidence that he/she is not likely to flee if released under 18 U.S.C. § 3142(b) or (c). This finding is based on the following:
- ☒ information in the Pretrial Services Report and Recommendation
  - ☒ information in the violation petition and report(s)
  - ☒ the defendant's nonobjection to detention at this time
  - ☐ other: \_\_\_\_\_


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and/ or

- B. ☒ The defendant has not met his/her burden of establishing by clear and convincing evidence that he/she is not likely to pose a danger to the safety of any other person or the community if released under 18 U.S.C. § 3142(b) or (c). This finding is based on the following:
- ☒ information in the Pretrial Services Report and Recommendation
  - ☒ information in the violation petition and report(s)
  - ☒ the defendant's nonobjection to detention at this time
  - ☐ other: \_\_\_\_\_

IT THEREFORE IS ORDERED that the defendant be detained pending the further revocation proceedings.

Dated: *October 12, 2018*

  
\_\_\_\_\_  
SHERI PYM  
United States Magistrate Judge